

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of Texas

ORLANDA DEL CARMEN PEÑA ARITA, Individually,  
as Next Friend of D.M.A. and C.M.A, and  
Representative of the Estate of MARCO ANTONIO  
MUÑOZ,

Plaintiff(s)

v.

UNITED STATES OF AMERICA, UNKNOWN UNITED  
STATES CUSTOMS AND BORDER PROTECTION  
AGENTS, THE COUNTY OF STARR, ET. AL.

Defendant(s)

Civil Action No. 7:19 -cv-00288

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Rene "Orta" Fuentes  
Sheriff  
County of Starr, Texas  
102 E. 6th Street  
Rio Grande City, Texas 78582

A lawsuit has been filed against you.

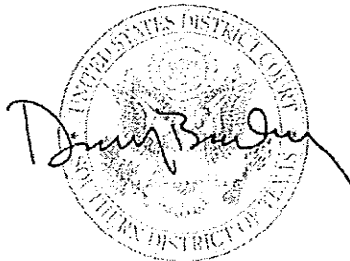
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Attorney-in-Charge for Plaintiff  
State Bar No. 24065844  
SDTX Bar No. 1015826  
efren@texascivilrightsproject.org  
Erin Thorn Vela  
State Bar No. 24093261  
SDTX Bar No. 2744303  
erin@texascivilrightsproject.org

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

David J. Bradley, Clerk of Court

Date: December 23, 2019



s/ Kathryn Nelson

Signature of Clerk or Deputy Clerk

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**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rene "orta" Fuentes Sheriff  
 was received by me on *(date)* 1-7-2020.

☒ I personally served the summons on the individual at *(place)* Stark County Sheriff's Office  
102 E 6th Street Rio Grande City, TX on *(date)* 1-8-2020; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_,  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 1-8-2020

Juan Castillo Sch 12187  
*Server's signature*  
JUAN CASTILLO  
*Printed name and title*  
503 Drennan St  
Edinburg, TX 78541  
*Server's address*

Additional information regarding attempted service, etc: